

CITY OF DRIPPING SPRINGS

ORDINANCE No. 2023-38

AN ORDINANCE OF THE CITY COUNCIL OF DRIPPING SPRINGS, AMENDING THE DRIPPING SPRINGS CODE OF ORDINANCES CHAPTER 2. – ADMINISTRATION AND PERSONNEL, ARTICLE 2.04. – BOARDS, COMMISSIONS, AND COMMITTEES, DIVISION 4. FOUNDERS DAY COMMISSION, SECTION 2.04.094(C) ORGANIZATION AND MEETINGS, ESTABLISHING A NEW MEETING FREQUENCY, AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; AMENDMENT; REPEALER; SEVERABILITY; CODIFICATION; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.

WHEREAS, Chapter 551 of the Texas Government Code (Open Government; Ethics; Open Meetings) provides that a municipality must make a good faith effort, whether on its website or by physical postings, to provide notice of meeting time to the general public at least 72 hours before the meeting; and

WHEREAS, the Founders Day Commission acts in an advisory capacity to the City Council to plan, promote, arrange, and organize the annual Dripping Springs Founders Day Event which takes place the last full weekend of April each year; and

WHEREAS, changing the meeting frequency of meetings will allow the Commission to better align planning activities for the Founders Day Event.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Dripping Springs, Texas:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

2. AMENDMENT

Section 2.04.094, Organization and Meetings, Code of Ordinances, City of Dripping Springs, Texas, is hereby amended to read in accordance with *Attachment "A"*, which is attached hereto and incorporated into this Ordinance for all intents and purposes. Language that is struck through is repealed; language that is underlined is added.

3. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance, are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

4. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections, or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

5. CODIFICATION

The City Secretary is hereby directed to record the attached rules, regulations, and policies in the City's Code of Ordinances as authorized by Section 52.001 of the Texas Local Government Code.

6. EFFECTIVE DATE

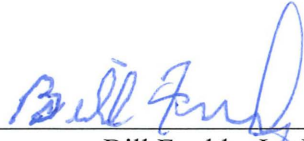
This Ordinance shall be effective immediately upon passage.

7. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

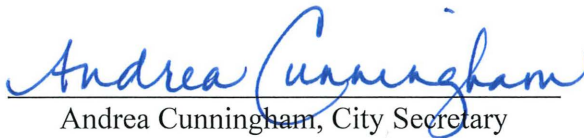
PASSED & APPROVED this, the 7th day of November 2023, by a vote of 4 (ayes) to 0 (nays) to 0 (abstentions/recusals) of the City Council of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:



Bill Foulds, Jr., Mayor

ATTEST:



Andrea Cunningham, City Secretary



CODE OF ORDINANCES
CHAPTER 2. – ADMINISTRATION AND PERSONNEL
ARTICLE 2.04. – BOARDS, COMMISSIONS, AND COMMITTEES
DIVISION 4. - FOUNDERS DAY COMMISSION

Sec. 2.04.091. Creation.

There is hereby created the City of Dripping Springs Founders Day Commission.

* * *

Sec. 2.04.094. Organization and meetings.

- (a) The commission shall meet for organization immediately after appointment of its members and shall adopt such rules as it deems best to govern its actions subject to the general laws of this state, this division and other city ordinances.
- (b) A quorum shall consist of a simple majority of the members, including the chairperson. The chairperson shall have a vote only in the case of a tie vote by the commission members. **If no quorum exists, the chairperson may cancel the meeting.**
- (c) ~~The meetings of the commission shall be held on a regular basis, but not less than once a month. Regardless of this requirement, the commission may vote to cancel or reschedule any meeting at an open meeting if deemed appropriate by the commission. Such meetings shall be open to the public as required by the laws of the state and comply with the Open Meetings Act as set forth in chapter 551 of the Texas Government Code, as amended.~~

Meetings of the commission shall be held as follows and may be rescheduled or cancelled by vote of the Commission:

- (1) January – May: Second and Fourth Monday of each month; and**
- (2) October – December: Second Monday of each month.**
- (d) Meetings may also be called by the chairperson, at the request of two or more of the commission's members, or at the request of the council.
- (e) Commission members unable to attend any meeting shall notify the chairperson as soon as possible, in order to assure a quorum will be present. Any member of the commission absent for three regular consecutive meetings or four regular meetings during the preceding twelve-month period of the commission, without having obtained leave of absence at a regular meeting, unless prevented by sickness, shall be deemed to have vacated his or her office.
- (f) **Meetings shall be open to the public as required by the laws of the state and comply with the Open Meetings Act as set forth in chapter 551 of the Texas Government Code, as amended. The commission may vote to cancel or reschedule any meeting at an open meeting if deemed appropriate by the commission.**